S.B.Cr.Misc. Bail Appli. No.5612/2007

(Jagdish Vs. State of Rajasthan)

Date of order : November 16, 2007

**HON'BLE MR.H.R.PANWAR,J.**

Mr.Sandeep Mehta, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

It appears from the order impugned that cognizance for the offence under section 419 read with section 420 I.P.C. has been taken by the trial court and the warrant of arrest has been issued against the petitioner.

Learned counsel for the petitioner submits that at the time of occurrence, the petitioner was juvenile. Be that as it may, this question is to be considered by the trial Magistrate. Learned counsel for the petitioner submits that the petitioner would surrender before the trial court on or before 28.11.2007 and move a regular bail. He further submits that the petitioner would also move before the trial court with

regard to the fact that at the time of occurrence, he was juvenile.

In view of the statement of the learned counsel for the petitioner, let the petitioner surrender before the trial court on or before 28.11.2007 and move a regular bail. If the petitioner surrenders before the trial court and moves a regular bail, the trial court shall decide the application on the same day in accordance with law.

Till 27.11.2007, the non-bailable warrant issued against the petitioner shall not be executed.

The bail application filed by the petitioner under section 438 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

m.asif/-